

# TEXAS TRANSPORTATION COMMISSION

CHEROKEE County

## MINUTE ORDER

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TYLER District

The Texas Department of Transportation (department) has a state highway project in Cherokee County, on Highway US 175, that requires the relocation of utility facilities. City of Cuney owns certain of these utility facilities.

Transportation Code, §203.092(a-4) authorizes the Texas Transportation Commission (commission) to determine that certain publicly owned utilities are eligible for utility facility relocation at the expense of the state. City of Cuney has requested that the commission determine that the relocation of their utility facilities be at the expense of the state. The department estimates the amount of expense will be \$609,945.30.

The commission finds and determines that City of Cuney meets the eligibility standards contained in that statute and that the department's expenditures under Transportation Code, §203.092(a-4) and Texas Administrative Code, Chapter 21, Subchapter B, Rule 21.25, including the request by City of Cuney, will not exceed the fiscal year limitation contained in the Transportation Code §203.092(e).

IT IS THEREFORE ORDERED by the commission that the relocation of City of Cuney's utility facility required by the improvement of the state highway system is an expense of the state to be paid by the department.

Submitted and reviewed by:

Recommended by:

DocuSigned by:  
  
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Director, ROW Division

DocuSigned by:  
  
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Executive Director

116158 November 30, 2021

Minute	Date
Number	Passed